

**SUPREME COURT MINUTES
WEDNESDAY, MAY 24, 2006
SAN FRANCISCO, CALIFORNIA**

S036864**PEOPLE v. GUERRA (JOSE F.)**

Petition for rehearing denied.

Werdegar and Moreno, JJ., are of the opinion the petition should be granted.

S037006**PEOPLE v. HUGGINS (MICHAEL J.)**

Rehearing denied

Opinion modified.

Kennard, J., is of the opinion the petition should be granted.

S037006

Opinion modified - no change in judgment

S141541

G032301 Fourth Appellate District, Div. 3

CRAWFORD v. WEATHER SHIELD MFG

Petition for review granted. The issue to be briefed and argued is limited to the following: Did a contract under which a subcontractor agreed "to defend any suit or action" against a developer "founded upon" any claim "growing out of the execution of the work" require the subcontractor to provide a defense to a suit against the developer even if the subcontractor was not negligent?

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142028

B183788 Second Appellate District, Div. 6

D. (CHARLOTTE), IN RE

Petition for review granted.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142209 B172737/ B172817 Second Appellate District, Div. 3**PROSPECT MEDICAL GROUP v.****NORTHRIDGE EMERGENCY MEDICAL
GROUP**

Petition for review granted

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142211

B180540 Second Appellate District, Div. 5

MAYER v. L & B REAL ESTATE

Petition for review granted

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142296 H028851 Sixth Appellate District

R. (FERNANDO) IN RE

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Cage*, S127373 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S142600 B187354 Second Appellate District, Div. 4 **CHALECKI v. S.C. (STATE FARM)**

Petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *Murphy v. Kenneth Cole Productions Inc.*, S140308 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S135909

MENH (SOTH) ON H.C.

Pursuant to written request of petitioner the above-entitled petition for writ of habeas corpus is ordered withdrawn.

S140839

BOLDT (GEOFFREY L.) ON H.C.

Petition ordered withdrawn pursuant to written request of petitioner .

S141948 D046783 Fourth Appellate District, Div. 1

ROMERO (RICHARD) ON H.C.

Petition for review denied.

S141949 C051853 Third Appellate District

CAVALLI (CARL WAYNE) ON H.C.

Petition for review denied.

S141956 F049735 Fifth Appellate District

NAVARRO (LIONEL) ON H.C.

Petition for review denied.

S141960 B186859 Second Appellate District, Div. 4

GOLDSBY (BOOKER) ON H.C.

Petition for review denied.

S141972 F045572 Fifth Appellate District

PEOPLE v. PADILLA

Petition for review denied.

S141984 B189038 Second Appellate District, Div. 5

JACOBS (ARTHUR) ON H.C.

Petition for review denied.

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| S141985 | E036424 Fourth Appellate District, Div. 2 | PEOPLE v. JOHNSON |
| Petition for review denied. | | |
| S141987 | A113149 First Appellate District, Div. 3 | MINTON (EDWARD) ON H.C. |
| Petition for review denied. | | |
| Chin and Corrigan, JJ., were recused and did not participate. | | |
| S141991 | B189145 Second Appellate District, Div. 1 | LEWIS (VONDELL) ON H.C. |
| Petition for review denied. | | |
| S141993 | D045515 Fourth Appellate District, Div. 1 | PEOPLE v. CALNAN |
| Petition for review denied. | | |
| S141996 | D047651 Fourth Appellate District, Div. 1 | SNIPES (BEN A.) ON H.C. |
| Petition for review denied. | | |
| S142036 | A113133 First Appellate District, Div. 4 | WOODS (EARNEST C.) ON H.C. |
| Petition for review denied. | | |
| S142045 | E039951 Fourth Appellate District, Div. 2 | BROWN (NORMAN A.) ON H.C. |
| Petition for review denied. | | |
| S142046 | D047818 Fourth Appellate District, Div. 1 | BLAIR (JOHN) ON H.C. |
| Petition for review denied. | | |
| S142047 | G032835 Fourth Appellate District, Div. 3 | PEOPLE v. ZAPIEN |
| Petition for review denied. | | |
| S142049 | G036785 Fourth Appellate District, Div. 3 | CHRISTNER (JOSEPH) ON H.C. |
| Petition for review denied. | | |
| S142073 | H027474 Sixth Appellate District | PEOPLE v. CARRISALES |
| Petition for review denied. | | |
| S142075 | F046897 Fifth Appellate District | PEOPLE v. PRITCHETT |
| Petition for review denied. | | |

S142076 H026987 Sixth Appellate District **PEOPLE v. CRANMER**
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142080 C046152 Third Appellate District **PEOPLE v. MINASSIAN**
Petition for review denied

S142100 B181498 Second Appellate District, Div. 3 **PEOPLE v. CRIST**
Petition for review denied.

S142102 E036793 Fourth Appellate District, Div. 2 **HYLAND v. STATE OF CALIFORNIA**
Petition for review denied.

S142104 B178417 Second Appellate District, Div. 8 **PEOPLE v. MILAM**
Petition for review denied.

S142115 D047671 Fourth Appellate District, Div. 1 **HARRISON v. S.C. (PEOPLE)**
Petition for review denied.

S142116 B176178 Second Appellate District, Div. 4 **PEOPLE v. BLAYLOCK**
Petition for review denied.

S142121 B179033 Second Appellate District, Div. 2 **PEOPLE v. WILLIAMS**
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142133 E036482 Fourth Appellate District, Div. 2 **PEOPLE v. VAZQUEZ**
Petition for review denied.

S142159 H026042 Sixth Appellate District **PEOPLE v. LEON**
Petition for review denied.

S142167 C046813 Third Appellate District

**CALIFORNIANS FOR ALTERNATIVES
TO TOXICS v. DEPARTMENT OF
PESTICIDE REGULATION (DOW
AGROSCIENCES)**

Petition for review denied.

Chin, J., was recused and did not participate.

S142191 B180135 Second Appellate District, Div. 7

JACKSON v. JACKSON

Petition for review denied.

George, C.J., was recused and did not participate.

S142193 E036727 Fourth Appellate District, Div. 2

PEOPLE v. PEOPLE

Petition for review denied.

S142201 E037953 Fourth Appellate District, Div. 2

PEOPLE v. FERNANDEZ

Petition for review denied.

S142213 B182727 Second Appellate District, Div. 1

**MARION DRIVE, LLC v. SALADINO
(GIBSON)**

Petition for review denied.

S142216 C047728 Third Appellate District

PEOPLE v. MORALES

Petitions for review denied. Morales' petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142271 C049687 Third Appellate District

PEOPLE v. LE

Petition for review denied.

S142281 A112671 First Appellate District, Div. 2

KILEY v. DEPARTMENT OF A.B.C.

Petition for review denied.

S142282 A109588 First Appellate District, Div. 3

PEOPLE v. GARNER

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

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| S142303 | E037146 Fourth Appellate District, Div. 2 | PEOPLE v. PADILLA |
| Petition for review denied. | | |
| S142334 | F047646 Fifth Appellate District | RODRIGUEZ v. S.C. (INSURANCE COMPANY OF THE WEST) |
| Petition for review denied. | | |
| S142372 | A107461 First Appellate District, Div. 2 | LYONS v. CHINESE HOSPITAL ASSOCIATION |
| Petition for review & depublication request denied. | | |
| S142375 | C049428 Third Appellate District | REPUBLIC WESTERN INSURANCE COMPANY v. MAHARAJ |
| Petition for review & publication request denied. | | |
| S142399 | G035622 Fourth Appellate District, Div. 3 | R. (MICHAEL), IN RE |
| Petition for review denied. | | |
| S142403 | A109338 First Appellate District, Div. 1 | LIRANZO v. LIRANZO |
| Petition for review & publication request denied. | | |
| S142435 | H027670 Sixth Appellate District | AUTHORITY FOR CALIFORNIA CITIES EXCESS LIABILITY v. LOS ALTOS |
| Petition for review & depublication request denied. | | |
| S142442 | G035105 Fourth Appellate District, Div. 3 | PEOPLE v. BROWN |
| Petition for review denied. | | |
| S142482 | B189987 Second Appellate District, Div. 7 | SCICON TECHNOLOGIES, INC. v. S.C. (ZINDROSKI) |
| Petition for review denied. | | |
| S142486 | D047103 Fourth Appellate District, Div. 1 | O. (RENEE), IN RE |
| Petition for review denied. | | |
| S142495 | E037305 Fourth Appellate District, Div. 2 | PEOPLE v. POTTER |
| Petitions for review denied. | | |
| S142537 | A110455 First Appellate District, Div. 5 | CHOW v. COMMUNICATION BRIDGE |

GLOBAL

Petition for review denied.

S142561 B180683 Second Appellate District, Div. 7 **GARAU v. TORRANCE UNIFIED SCHOOL DISTRICT**

Petition for review denied.

S142592 B173908 Second Appellate District, Div. 8 **E. (ERIC), IN RE**
Petition for review & depublication request denied.

S142593 C049484 Third Appellate District **WEBER v. SHEWRY**
Petition for review denied.

S142599 F048618 Fifth Appellate District **HERNANDEZ v. W.C.A.B. (AGUIAR-FARIA & SONS DAIRY)**
Petition for review denied.

S142601 C049036 Third Appellate District **NATIONAL CASUALTY COMPANY v. SOVEREIGN GENERAL INSURANCE SERVICES, INC.**
Petition for review denied.

S142606 C049928 Third Appellate District **CALIFORNIA ASSOCIATION OF PROFESSIONAL SCIENTISTS v. SCHWARZENEGGER (PUBLIC EMPLOYMENT RELATIONS BOARD**
Petition for review & depublication request denied.

S142611 B186981 Second Appellate District, Div. 4 **GARCIA v. S.C. (WEINBERGER CONSTRUCTION COMPNAY)**
Petition for review denied.

S142637 B182144 Second Appellate District, Div. 8 **PEOPLE v. GUERRERO**
Petition for review denied.

S142644 B184097 Second Appellate District, Div. 7 **PEOPLE v. BROOKS**
Petition for review denied.

S142646 C048737 Third Appellate District
Petition for review denied.

PEOPLE v. JONES

S142647 C048527 Third Appellate District
Petition for review denied without prejudice to any relief to which defendant might be entitled after this court decides People v Delgado, S141282.

PEOPLE v. CORONA

S142652 B190067 Second Appellate District, Div. 7
Petition for review denied.

**RADIOSHACK CORPORATION v. S.C.
(BROOKLER)**

S142681 B180578 Second Appellate District, Div. 3
Petition for review denied.
Chin, J., was recused and did not participate.

**WASHINGTON MUTUAL BANK v. CITY
OF LONG BEACH**

S142683 B182384 Second Appellate District, Div. 5
Petition for review denied.

PEOPLE v. BELL

S142689 C050099 Third Appellate District
Petition for review denied.

PEOPLE v. ROGERS

S142690 C048417 Third Appellate District
Petition for review denied.

PEOPLE v. SMITH

S142692 E038548 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. ROOT

S142719 H029223 Sixth Appellate District
Petition for review denied.

PEOPLE v. WASHINGTON

S142720 F047839 Fifth Appellate District
Petition for review denied.

H. (JESSE), IN RE

S142725 C049029 Third Appellate District
Petition for review denied.

PEOPLE v. SEARCY

S142726 B181428 Second Appellate District, Div. 8

PEOPLE v. RODRIGUEZ

Petition for review denied.

S142729 B180475 Second Appellate District, Div. 4 **F. (RONEL), IN RE**
Petition for review denied.

S142731 B180343 Second Appellate District, Div. 6 **PEOPLE v. JONES**
Petition for review denied.

S142732 G035198 Fourth Appellate District, Div. 3 **KAPLAN & TOWNE, MARRIAGE OF**
Petition for review denied.

S142736 A109373 First Appellate District, Div. 4 **PEOPLE v. DASE**
Petition for review denied.

S142739 E037149 Fourth Appellate District, Div. 2 **PEOPLE v. CORONA**
Petition for review denied.

S142747 G035289 Fourth Appellate District, Div. 3 **PEOPLE v. SMITH**
Petition for review denied.

S142748 A108301 First Appellate District, Div. 4 **BOYLE v. CERTAINTIED CORPORATION**
Petition for review & depublication request denied.
Chin and Corrigan, JJ., were recused and did not participate.

S142749 F047365 Fifth Appellate District **PEOPLE v. MOORE**
Petition for review denied.

S142750 H028596 Sixth Appellate District **L. (ECSTACY), IN RE**
Petition for review denied.

S142751 E037046 Fourth Appellate District, Div. 2 **PEOPLE v. GARCIA**
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142754 E038187 Fourth Appellate District, Div. 2 **PEOPLE v. ABOUCHIAN**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142755 F045565 Fifth Appellate District

PEOPLE v. GRANILLO

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142756 C047821 Third Appellate District

PEOPLE v. ROACH

Petition for review denied.

S142759 A109647 First Appellate District, Div. 1

PEOPLE v. POLE

Petition for review denied.

S142760 A113274 First Appellate District, Div. 1

**GOLDEN GATE BRIDGE HIGHWAY AND
TRANSPORTATION DISTRICT v.
W.C.A.B.**

Petition for review denied.

Kennard, J., is of the opinion the petition should be granted.

S142761 A109050 First Appellate District, Div. 5

PEOPLE v. CRESPO

Petition for review denied.

S142762 A108847 First Appellate District, Div. 1

PEOPLE v. MEEKS

Petition for review denied.

S142764 F047687 Fifth Appellate District

PEOPLE v. YOUNG

Petition for review denied.

S142766 E037368 Fourth Appellate District, Div. 2

PEOPLE v. CAMPBELL

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S142789 E040173 Fourth Appellate District, Div. 2

BRITTAIN v. S.C. (PEOPLE)

Petition for review denied.

S142795 E036223 Fourth Appellate District, Div. 2

PEOPLE v. RUBIO

Petition for review denied.

S142813 F047242 Fifth Appellate District
Petition for review denied.

PEOPLE v. LAUGHLIN

S142817 C048863 Third Appellate District
Petition for review denied.

PEOPLE v. SHELTON

S142818 F045000 Fifth Appellate District
Petition for review denied.

PEOPLE v. VANG

S142825 H028982 Sixth Appellate District
Petition for review denied.

PEOPLE v. MONTE

S142826 E037175 Fourth Appellate District, Div. 2
Petition for review denied.

M. (BOBBY), IN RE

S142833 E038005 Fourth Appellate District, Div. 2
Petition for review denied.

G. (JOSEPH), IN RE

S142836 B182420 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE V. GONZALEZ

S142842 E037067 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. CORTEZ

S142844 B181577 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE v. VENTURA

S142855 H028246 Sixth Appellate District
Petition for review denied.

NEEDLE CASES, IN RE

S142943 G033583 Fourth Appellate District, Div. 3
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.

S143331 E039832 Fourth Appellate District, Div. 2 **WINDOM v. S.C. (THOMAS)**

Application for stay and petition for review denied without prejudice to petitioner making a more specific in camera showing that a privilege applies. (*Moeller v. Superior Court* (1997) 16 Cal.4th 1124, 1135; *Lipton v. Superior Court* (1996) 48 Cal.App.4th 1599, 1619.)

S143378 A113631 First Appellate District, Div. 1 **BOOTH v. S.C. (BOOTH)**
Petition for review and application for stay denied.

S143430 B190695 Second Appellate District, Div. 2 **GOLD v. S.C. (BREN)**
Petition for review and application for stay denied.

S143582 B190138 Second Appellate District, Div. 6 **EZOR v. S.C. (KEYES)**
Petition for review and application for stay denied.

S132931 **RATHBUN (STEVEN E.) ON H.C.**
Petition for writ of habeas corpus denied.

S133909 **BRADFORD (PATRICK D.) ON H.C.**
 Petition for writ of habeas corpus denied.
 (See *In re Robbins* (1998) 18 Cal.4th 77, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709.)

S134506 **MILLINGTON (VINCENT N.) ON H.C.**
 Petition for writ of habeas corpus denied.
 (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

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| S134518 Petition for writ of habeas corpus denied. | BELL (DANNY) ON H.C. |
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| S134571 Petition for writ of habeas corpus denied. | HURTH (JONATHAN) ON H.C. |
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S134675 **ARANDA (JORGE) ON H.C.**
Petition for writ of habeas corpus denied.

S134729 **PLUTH (MIKE) ON H.C.**
 Petition for writ of habeas corpus denied
 (See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

S134853 **LUKEN (RICHARD) ON H.C.**

Petition for writ of habeas corpus denied.

S134858

Petition for writ of habeas corpus denied.

ANDERSON (REX) ON H.C.

S134859

Petition for writ of habeas corpus denied.

BRAZIL (SEAN E.) ON H.C.

S134998

Petition for writ of habeas corpus denied.

URZUA (JOSE) ON H.C.

S135212

Petition for writ of habeas corpus denied.

EARLEY (LARRY D.) ON H.C.

S135216

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

REVIERE (RAYMOND K.) ON H.C.

S135372

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 39 Cal.4th 616; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

MOORE (JEROME L.) ON H.C.

S135502

Petition for writ of habeas corpus denied.

RHORABOUGH (JAMES R.) ON H.C.

S135512

Petition for writ of habeas corpus denied.

YOUNG (EDDIE) ON H.C.

S135524

Petition for writ of habeas corpus denied.

YLARDE (NELSON) ON H.C.

S135536

Petition for writ of habeas corpus denied.

AMADI (HENRY E.) ON H.C.

S135590**FLETCHER (WAYNE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**S135591****TRIBBLE (KEITH) ON H.C.**

Petition for writ of habeas corpus denied.

S135706**HALL (JAMES) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**S135711****DAVIS (JOHN W.) ON H.C.**

Petition for writ of habeas corpus denied.

S135712**PARADA (JOSE L.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S135717****RAYMOND (KENNETH) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S135742****LUNA (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied.

S135743**DELGADO (FILIBERTO) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)**S135784****BROOKS (JOE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th 1061; *People v. Crittenden* (1994) 9 Cal.4th 83, 120, fn. 3.)**S135841****SCOTT (SEAN) ON H.C.**

Petition for writ of habeas corpus denied.

S135848

Petition for writ of habeas corpus denied.

WATTS (DARRYL B.) ON H.C.**S135849**

Petition for writ of habeas corpus denied.

GRAYSON (EDDIE L.) ON H.C.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

S135875

Petition for writ of habeas corpus denied.

DIAZ (JESUS) ON H.C.**S135880**

Petition for writ of habeas corpus denied.

HAGER (PAUL) ON H.C.**S135883**

Petition for writ of habeas corpus denied.

JONES (LUTHER) ON H.C.**S135884**

Petition for writ of habeas corpus denied.

ALLEN (KELVIN) ON H.C.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218.)

S135887

Petition for writ of habeas corpus denied.

MORENO (PAUL) ON H.C.**S135891**

Petition for writ of habeas corpus denied.

HOOK (ROBERT W.) ON H.C.**S135895**

Petition for writ of habeas corpus denied.

LOVETT (EDWIN A.) ON H.C.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S135898

Petition for writ of habeas corpus denied.

PATKINS (DAVID C.) ON H.C.

(See *In re Clark* (1993) 5 Cal.4th 750; *People v. Gonzalez* (1990) 51 Cal.3d 1179, 1256-1261.)

S135905

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

JONES (EDWARD) ON H.C.**S135907**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

MOTLEY (EDWARD) ON H.C.**S135940**

Petition for writ of habeas corpus denied.

PINCKNEY (MONTERIO T.) ON H.C.**S135943**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

MCEACHERN (KEVIN) ON H.C.**S135944**

Petition for writ of habeas corpus denied.

SCOGGINS (JUAN LAMONT) ON H.C.**S135953**

Petition for writ of habeas corpus denied.

CASTRO (ARTHUR C.) ON H.C.**S135955**

Petition for writ of habeas corpus denied.

COLIN (CHRISTOPHER) ON H.C.**S135958**

Petition for writ of habeas corpus denied.

DALBERT (NIGEL L.) ON H.C.**S135995**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

HENDERSON (ANTHONY) ON H.C.**S136000**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

PETTY (STANLEY) ON H.C.

S136001

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

SMITH (ROOSEVELT) ON H.C.**S136002**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

PHARISS (WYNONA) ON H.C.**S136006**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

DRAKE (EARL D.) ON H.C.**S136012**

Petition for writ of habeas corpus denied.

(See *In re Rosenkrantz* (2002) 29 Cal.4th 616, 682.)

BARRON (ROBERT P.) ON H.C.**S136035**

Petition for writ of habeas corpus denied.

MANN (ALVIN D.) ON H.C.**S136037**

Petition for writ of habeas corpus denied.

AINSWORTH (KAYRON) ON H.C.**S136039**

Petition for writ of habeas corpus denied.

HEBERT (DAVID E.) ON H.C.**S136042**

Petition for writ of habeas corpus denied.

SIMMS (STEFFON) ON H.C.**S136043**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

WILLIAMS (JAMES) ON H.C.**S136046**

Petition for writ of habeas corpus denied.

VASQUEZ (SALVADOR) ON H.C.

S136048**THOMAS (LOUISE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Duarte* (1983) 143 Cal.App.3d 943; *In re Seabock* (1983) 140 Cal.App.3d 29.)**S136054****WALDON (SHEREE R.) ON H.C.**

Petition for writ of habeas corpus denied.

S136062**QUIROS (LUIS) ON H.C.**

Petition for writ of habeas corpus denied.

S136065**GAZCON (RENE R.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal. 2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S136071****PHILLIP (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756.)**S136073****MCDAUGHTERY (LESESTER) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734; *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246.)**S136077****JONES (AMOS) ON H.C.**

Petition for writ of habeas corpus denied.

S136078**JONES (RAY ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied.

S136115**LOPEZ (ANDREW R.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S136131****NOONKESTER (JAMES R.) ON H.C.**

Petition for writ of habeas corpus denied.

S136135

Petition for writ of habeas corpus denied.

HILLARY (DAVID N.) ON H.C.**S136138**

Petition for writ of habeas corpus denied.

ULREY (RON) ON H.C.**S136158**

Petition for writ of habeas corpus denied.

BRIMMER (PHILLIP) ON H.C.**S136182**

Petition for writ of habeas corpus denied.

MALBRUE (KYLE) ON H.C.(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S136187**

Petition for writ of habeas corpus denied.

BRIM (BRYANT K.) ON H.C.(See *In re Azurin* (2001) 87 Cal.App.4th 20.)**S136189**

Petition for writ of habeas corpus denied.

HARRIS (GRADY) ON H.C.**S136248**

Petition for writ of habeas corpus denied.

CRAYTON (LAWRENCE) ON H.C.(See *In re Azurin* (2001) 87 Cal.App.4th 20.)**S136279**

Petition for writ of habeas corpus denied.

RUBIO (FRANCISCO E.) ON H.C.**S136328**

Petition for writ of habeas corpus denied.

MEDELLIN (GEORGE) ON H.C.**S136333**

Petition for writ of habeas corpus denied.

NICHOLS (JOSEPH) ON H.C.**S136352**

Petition for writ of habeas corpus denied.

MILLIGAN (SHANDEL C.) ON H.C.(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S136907

Petition for writ of habeas corpus denied.
(See *In re Clark* (1993) 5 Cal.4th 750.)

PATKINS (DAVID C.) ON H.C.**S137440**

Petition for writ of habeas corpus denied.
(See *In re Clark* (1993) 5 Cal.4th 750.)

PATKINS (DAVID) ON H.C.**S138754**

Petition for writ of habeas corpus denied.
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

LEWIS (VONDELL L.) ON H.C.**S139217**

Petition for writ of habeas corpus denied.
(See *In re Miller* (1941) 17 Cal.2d 734.)

WALDON (SHEREE RENA) ON H.C.**S140312**

Petition for writ of habeas corpus denied.

LOPEZ (ANDREW) ON H.C.**S141810**

Petition for writ of habeas corpus denied.
(See *In re Azurin* (2001) 87 Cal.App.4th 20.)

CRAYTON (LAWRENCE) ON H.C.**S143170**

Petition for writ of habeas corpus denied.

YONAI (JASON D.) ON H.C.**S143347**

Petition for writ of habeas corpus denied.

MARTINEZ (CHARLES) ON H.C.**S143355**

Petition for writ of habeas corpus denied.

YONAI (JASON D.) ON H.C.

S142027 C050336 Third Appellate District
Publication request denied.

MORROW (KENNY) ON H.C.

S142154 C047446 Third Appellate District
Publication request denied.

MCGARRY v. EAKER

S142204 G036179 Fourth Appellate District, Div. 3 **OFELIA C. v. S.C. (ORANGE COUNTY SOCIAL SERVICES AGENCY)**

Publication request denied.

S142310 A112407/A112408 First Appellate District, Div. 5 **W. (THOMAS), IN RE**
Publication request denied.

S015384 **PEOPLE v. LETNER & TOBIN**
Extension of time granted to July 26, 2006, to file appellant Letner's reply brief. Extension is granted based upon counsel R. Clayton Seaman, Jr.'s representation that he anticipates filing that brief by July 26, 2006. After that date, no further extension is contemplated.

S015384 **PEOPLE v. LETNER & TOBIN**
Extension of time granted to July 26, 2006, to file appellant Tobin's reply brief. Extension is granted based upon Senior Deputy State Public Defender Alison Pease's representation that she anticipates filing that brief by July 26, 2006. After that date, no further extension will be granted.

S083594 **PEOPLE v. TRUJEQUE (TOMMY A.)**
Extension of time granted to July 31, 2006, to file appellant's opening brief.

S133333 **QUINTAL (BLANCA) ON H.C.**
Extension of time granted to June 23, 2006, for respondent to file the informal response.

S134505 B169971 Second Appellate District, Div. 2 **PEOPLE v. DOLLY**
Extension of time granted to June 21, 2006, for appellant to file the reply brief on the merits.

S136826 **NOGUERA (WILLIAM) ON H.C.**
Petitioner's request for relief from default for failure to file reply to informal response or motion for extension of time is granted. Good cause appearing, and based upon counsel Robert R. Bryan's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by July 21, 2006, counsel's request for an extension of time in which to file that document is granted to July 21, 2006. After that date, no further extension is contemplated.

S139285 D043684 Fourth Appellate District, Div. 1 **GROSSET v. WENNAS**
Extension of time granted to May 26, 2006, for respondents to file the opening brief on the merits.

S140865 B177869 Second Appellate District, Div. 7 **O. (JESUS), IN RE**
Extension of time granted to June 18, 2006, for respondent to file the opening brief on the merits.

S142665 B184370 Second Appellate District, Div. 6 **MOKHTARI-SHARGHI v. TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY**

Extension of time granted to May 25, 2006, for respondent to file the answer to the petition for review.

S143048 B173832 Second Appellate District, Div. 1 **MICHAEL v. DENBESTE TRANSPORTATION, INC.**

Extension of time granted to May 30, 2006, to file respondent Secore International, Inc. answer brief.

S143492 E039689 Fourth Appellate District, Div. 2 **COUNTY OF RIVERSIDE v. S.C. (MEYER)**

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to June 9, 2006.

S033901 **PEOPLE v. THOMPSON (CATHERINE)**

Good cause appearing, the application of appointed counsel for permission to withdraw as lead and associate appellate counsel of record for appellant Catherine Thompson, filed March 17, 2006, is granted.

The order appointing Gail R. Weinheimer and Denise Kendall, respectively, as lead and associate appellate counsel of record for appellant Catherine Thompson, filed June 16, 1997, is hereby vacated. The State Public Defender, previously appointed to represent appellant Catherine Thompson for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court, is hereby appointed to also represent appellant for the direct appeal as appellate counsel of record.

The State Public Defender is directed to file the pending appellant's opening brief in the above-referenced automatic appeal within 90 days of the date of this order. The appellant's opening brief must be filed by August 22, 2006. It is the court's understanding that the State Public Defender will assign Gail Weinheimer and Denise Kendall to continue to work on this case and will file an opening brief within 90 days of our order. If the opening brief is not filed within 90 days, our order relieving Weinheimer and Kendall as appointed counsel will be vacated and Weinheimer and Kendall will be directly appointed again, the former as lead appellate counsel and the latter as associate appellate counsel.

Respondent's "Motion for Issuance of Order Requiring Appellate Counsel to File the Opening Brief Within 30 Days or Show Cause Before This Court Why She Should Not Be Held in Contempt," filed March 8, 2006, is denied without prejudice.

S141419 **PADILLA v. S.C. (PEOPLE)**

Petitioner's petition for writ of mandate and request for stay of reference hearing, filed February 28, 2006, is deemed a request for reconsideration of the referee's ruling denying, in part, petitioner's motion pursuant to *Pitchess v. Superior Court* (1974) 11 Cal.3d 531, and is denied in its entirety.

S143543**O'CONNELL v. S.C. (VALENZUELA)**

Transferred to CA 1

Respondent and real parties in interest are ordered to show cause before the Court of Appeal, First Appellate District, why the relief sought in the petition for writ of mandate should not issue. Because at this juncture this court is not persuaded that the relief granted by the trial court's preliminary injunction - which would require school districts to grant high school diplomas to students despite the students' failure to pass the California High School Exit Exam - would be an appropriate remedy even if plaintiffs were to prevail in their underlying claims, the injunction issued by the trial court in its order of May 12, 2006, is stayed pending the Court of Appeal's determination of this writ proceeding. This stay does not preclude the trial court from conducting further proceedings in the underlying matter during the pendency of the writ proceeding in the Court of Appeal. Upon receipt of this writ proceeding, the Court of Appeal is directed to establish a schedule for expedited briefing and argument. Kennard, J. joins in the above order except that she would deny petitioners' application for a stay. Werdegarr, J., and Moreno, J., would deny the petition for writ of mandate and would deny the application for a stay with the understanding that pursuant to the trial court's order, the injunction does not prohibit petitioners from requiring the school districts to annotate a diploma to report a student's status as having passed or not passed all portions of the California High School Exit Exam.

Votes: George, C.J., Kennard, Baxter, Chin, and Corrigan, JJ.

